IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 13TH MARCH 2007 / 22ND PHALGUNA 1928

WP(C).No. 28736 of 2006(U)

PETITIONERS:
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1. **MATHEW JOSEPH, S/O.LATE MR.MATHAI JOSEPH, AGED 44 YEARS, THARAMUTTATH HOUSE, IRUTTUKANOM, ANAVERATTY P.O., DEVIKOLAM TALUK.**

2. **CELINE TOMY, W/O.TOMY MATHEW, PARACATTU HOUSE, MANCUVA P.O., CHINNAR.**

3. **BETTY RAJAN, KARACKAPILLIL HOUSE, ANAVERATTY P.O.**

BY ADV. SRI.RAJU K.MATHEWS

RESPONDENTS:
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1. **TAHSILDAR, TALUK OFFICE, DEVIKOLAM.**

2. **THE VILLAGE OFFICER, ANAVERATTY VILLAGE, ANAVERATTY P.O.**

BY GOVERNMENT PLEADER SRI.BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO. 28736/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE BUILDING TAX RECEIPT DT.21.6.86, ISSUED BY THE PALLIVASSEL PANCHAYAT.

EXT.P1(a):- COPY OF THE RESIDENCE CERTIFICATE DT.21.6.86 ISSUED BY THE EXECUTIVE OFFICER OF PALLIVASSEL PANCHAYAT.

EXT.P2:- COPY OF THE LETTER NO.B1/5316/78 DT.19.3.90 OF THE 1ST RESPONDENT.

EXT.P3:- COPY OF THE TAX RECEIPT DT.16.6.02 ISSUED BY THE 2ND RESPONDENT.

EXT.P4:- COPY OF THE JUDGMENT DT.24.5.06 IN CRP . NO.1358/99.

EXT.P5:- COPY OF THE LETTER NO.C3-4458/95 DT.30.8.06 OF THE 1ST RESPONDENT.

EXT.P6:- COPY OF THE PATTA NO.LA.54/93/AVTY ISSUED BY THE 1ST RESPONDENT.

EXT.P7:- COPY OF THE ORDER NO.LT-J3-35877/2000 DT.20.11.01 OF THE LAND REVENUE COMMISSIONER.

/TRUE COPY/

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THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No. 28736 OF 2006-U

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Dated this the 13th day of March, 2007.

JUDGMENT

In view of the Kerala Amending Act 21 of 2006, this writ petition is disposed of directing that if the petitioners move the Land Tribunal under the said statute and if they are entitled to the benefit, the same will be extended in accordance with law. Let that be done, untrammelled by anything stated herein above. To enable the petitioners to move the Tribunal for interim orders, it is directed that the petitioners will not be dispossessed for a period of two months from now.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-